

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

KERRY L. BROWN,

Plaintiff,

-vs-

No. 06-CV-436-DRH

JAY MERCHANT,

Defendant.

JUDGMENT IN A CIVIL CASE

DECISION BY COURT. This action came before the Court on a Report and Recommendation by United States Magistrate Judge Clifford J. Proud.

IT IS ORDERED AND ADJUDGED that pursuant to the Order entered by this Court on March 3, 2009, the report is **ADOPTED** in its entirety and plaintiff's petition is **DISMISSED WITH PREJUDICE** due to lack of jurisdiction.

KEENAN G. CASADY, CLERK

March 5, 2009

BY: s/Robin Butler
Deputy Clerk

APPROVED: /s/ David R. Herndon

**CHIEF JUDGE
U.S. DISTRICT COURT**